S.B.CRIMINAL MISC. BAIL APPLICATION NO.4885/2007
(Smt. Baby vs. State of Rajasthan)

DATE OF ORDER : October 03, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.L.D.Gaur, for the petitioner.
Mr.Vishal Raj Mehta, Public Prosecutor for State.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

The petitioner has been implicated on being the registered owner of the motorcycle on which her husband was transporting the illicit liquor. At any rate, there is no allegation against the petitioner that she was transporting or in possession of the illicit liquor.

Looking to the facts and circumstances of the case and having considered the oral arguments advanced by learned counsel for the parties, I consider it just and proper to grant anticipatory bail to the petitioner.

Accordingly, the bail application filed by petitioner under section 438 Cr.P.C. is allowed and it is directed that in the event of arrest of petitioner Smt. Baby w/o Om Prakash in FIR

No.435/2007, Police Station, Mahamandir, Jodhpur, she shall be released on bail for a period till the police concludes the investigation and files the challan provided she furnishes a personal bond in the sum of Rs.10,000/- along with one surety of like amount to the satisfaction of Investigating Officer to surrender and appear before the trial court on the date of filing of the challan after conclusion of the investigation on the following conditions:-

(i)That she shall make herself available for interrogation by a police officer as and when required;

(ii)That she shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer and;

(iii)That she shall not leave India without the previous permission of the Court.

The petitioner shall surrender before the trial court on the date of filing of the challan.

(H.R.PANWAR),J.

m.asif/-